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TO: Mail Stop 1 Director of the U.S. Patent and Trademark Office P.O. Box 1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been
filed in the U.S. District Court Cent. Dist. of California on the following ☒ Patents or ☐ Trademarks:

DOCKET NO.	DATE FILED October 26, 2004	U.S. DISTRICT COURT Central District of California
PLAINTIFF CV04-8871 GPS (MANx) SCANTIBODIES LABORATORY, INC., a California corporation		DEFENDANT IMMUTOPICS, INC., a California corporation, and IMMUTOPICS INTERNATIONAL LLC, a California limited liability company
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 US 6,689,566 B1	February 10, 2004	Scantibodies Laboratory, Inc.
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FILED
OCT 26 PM 3:49
U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
SAN FRANCISCO

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY	<input type="checkbox"/> Amendment	<input type="checkbox"/> Answer	<input type="checkbox"/> Cross Bill	<input type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK			
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT JUDGMENT FILED 7/30/2008 ATTACHED
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CLERK SHERRI R. CARTER	(BY) DEPUTY CLERK GRACE KAMI <i>Grace Kami</i>	DATE JUL 31 2008
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

JS-6

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

**SCANTIBODIES LABORATORY,
INC.,** a California corporation,

Plaintiff / Counterdefendant,

v.

IMMUTOPICS, INC., a California
corporation and
**IMMUTOPICS INTERNATIONAL,
LLC,** a California limited liability company,

Defendants / Counterclaimants.

Case No. CV 04-8871 MRP (MANx)
JUDGMENT

After considering the arguments and evidence presented, this Court granted Immutopics, Inc. and Immutopics Int'l, LLC (collectively, "Defendants")'s Motion for Summary Judgment Based on Non-Infringement of U.S. Patent 6,689,566 in a separate order dated May 16, 2008. In that order, the Court also denied Defendants' Motions for Summary Judgment of Patent Invalidity.¹


¹ The Court also previously denied Plaintiff Scantibodies Laboratory, Inc.'s Motion for Partial Summary Judgment on Defendants' Counterclaim of Patent Invalidity in a separate order dated December 28, 2007.

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3 Having disposed of the infringement and invalidity issues in the action, this Court
4 declines to address Defendants' counterclaim for inequitable conduct. *See Kingsdown Med.*
5 *Consultants, Ltd. v. Hollister*, 863 F.2d 867, 876 (Fed Cir. 1988) (inequitable conduct, as an
6 equitable issue, is committed to the discretion of the trial court). It also declines to address
7 Scantibodies' Motion for Order for Relief Under Protective Order Regarding Confidential
8 Information. As the Court explained at the July 18, 2008 status conference, continuing oversight
9 of the parties' dispute regarding the use of documents subject to the Protective Order in current
10 or future proceedings before the Patent Office cannot be required of this Court after the present
11 action is concluded. *See* Hrg. Tr. at 16:13 – 20:10.

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13 Accordingly, IT IS HEREBY ORDERED AND ADJUDGED that Defendants shall have
14 judgment against the Plaintiffs, Plaintiffs shall recover nothing on their complaint, and
15 Defendants shall recover their costs.

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17 IT IS SO ORDERED.

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19 DATED: July 30, 2008

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23 Hon. Mariana R. Pfaelzer
24 United States District Judge
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